

4 February 2022

Chuck Schooner

By email: fyi-request-18181-4984b5ec@requests.fyi.org.nz

Ref: H202200263

Tēnā koe Chuck

Response to your request for official information

Thank you for your request under the Official Information Act 1982 (the Act) on 17 January 2022 for:

- "- Are vaccinators required to warn people that they could potentially die from the experimental gene therapy*
- If the vaccinator does not warn the person could they be held legally liable*
- If a vaccinator injects a child (or anybody for that matter) as will be happening from the 17th January what legal recourse does the victims family have if that person was to die*
- How will the victims family hold the person responsible accountable*
- Could a civil action be taken against the vaccinator"*

As you have been advised on multiple occasions, the COVID-19 vaccine is not experimental gene therapy.

Vaccinations are provided in accordance with the Code of Consumer Rights (www.hdc.org.nz) and other requirements on vaccinators. The Code includes rights of health consumers to services of an appropriate standard and the right to be fully informed, as well as the right of complaint to the Health and Disability Commissioner.


In the event of any death where there may be considered to be a link to vaccination, this would be referred to the coroner. In respect of any legal actions (either criminal or civil) in regard to a vaccine-related death, where there is basis for this, it would be likely to flow from any coronial investigation.

Adverse actions as a result of treatment may constitute a treatment injury under the Accident Compensation Act 2001. As a result, it is not considered that there would be any basis for a legal claim for compensation (other than through ACC) relating to the treatment, except for exemplary damages in the event of significant negligence as part of care.

Under section 28(3) of the Act you have the right to ask the Ombudsman to review any decisions made under this request. The Ombudsman may be contacted by email at: info@ombudsman.parliament.nz or by calling 0800 802 602.

Please note that this response, with your personal details removed, may be published on the Ministry of Health website at: www.health.govt.nz/about-ministry/information-releases

Nāku noa, nā



Astrid Koornneef
Director
National Immunisation Programme